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Assistant Commissioner for Patents  
Washington, D.C. 20231

PATENT  
Attorney Docket No.: 85760-000000  
Client Reference No.: AR001us

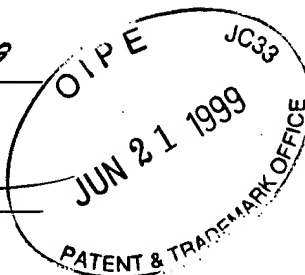
On

*June 16, 1999*

TOWNSEND and TOWNSEND and CREW LLP

By:

*Joe Lane*



*19*  
*(D/E)*  
*6/30/99*  
*Ent. 7/9/99*

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of:

Mitsuhara et al.

Application No.: 08/805,813

Filed: February 26, 1997

For: PATHOGEN-RESISTANT  
PLANTS AND METHOD FOR  
PRODUCTION THEREOF

Examiner: Nelson, A.

GROUP 1649

AMENDMENT

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

In response to the Office Action mailed December 16, 1998, please amend this application as follows:

IN THE CLAIMS:

Please amend the claims as follows:

*D1*

1. (Thrice Amended) A transgenic plant which confers resistance to pathogenic fungi, comprising a [gene] DNA sequence encoding an anti-bacterial peptide, with the proviso that the peptide is not atacin, lysozyme, or cecropin.